

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
530 Virginia Road, P.O. Box 9133  
Concord, MA 01742-9133

**OFFICIAL**

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

**AFTER FINAL COMMUNICATION  
FACSIMILE COVER SHEET**

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**Examiner:** Chih Min Kam **Group:** 1653  
**Date:** August 3, 2004  
**Client Code:** 1440.1043-001  
**Facsimile No.:** 703-872-9306  
**From:** Carol A. Egner, Esq.  
**Subject: Papers:** Amendment Transmittal and Amendment After Final  
**Docket No.:** 1440.1043-001  
**Applicants:** Hui Chen and John W. Lawler  
**Serial No.:** 09/606,763  
**Filing Date:** June 29, 2000

Number of pages including this cover sheet: 8

Please confirm receipt of facsimile: Yes ☐ No ☐

**Comments:**

@PFDesktop\ODMA\MHODMA\HBSR05\_iManage\_490956.1

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DMH/CAE/bmw  
August 30, 2004DOCKET NO. 1440.1043-001  
Expedited Procedure under 37 C.F.R. 1.116  
Examining Group 1653

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

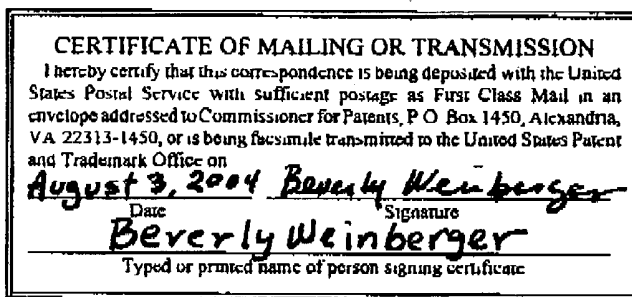
Applicants: Hui Chen and John W. Lawler

Application No.: 09/606,763 Group: 1653

Filed: June 29, 2000 Examiner: Chih Min Kam

Confirmation No.: 7609

For: PURIFICATION AND USE OF HUMAN RECOMBINANT  
CARTILAGE OLIGOMERIC MATRIX PROTEIN



Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final for filing in the above-identified application.

- [ X ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

|   | (COL 1)                                   |       | (COL 2)                               | (COL 3)          |
|---|---|-------|---------------------------------------|------------------|
|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA |
| TOTAL   | 8   | MINUS | * 89                                  | 0                |
| INDEP   | 8   | MINUS | ** 16                                 | 0                |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP CLAIM |   |       |                                       |                  |

\* not fewer than 20  
\*\* not fewer than 3

| SMALL ENTITY |       |               |
|--------------|-------|---------------|
|              | RATE  | ADDIT.<br>FEE |
| X            | \$ 9  | \$            |
| X            | \$43  | \$            |
| +            | \$145 | \$            |

TOTAL = \$ 0

| OTHER THAN<br>SMALL ENTITY |       |               |
|----------------------------|-------|---------------|
|                            | RATE  | ADDIT.<br>FEE |
| X                          | \$18  | \$            |
| X                          | \$86  | \$            |
| +                          | \$290 | \$            |

TOTAL = \$ 0

09/606,763

-2-

Please charge Deposit Account No. 08-0380 for the following fees:

|                          |  |    |          |
|--------------------------|--|----|----------|
| <input type="checkbox"/> | Petition for [ ] month Extension of Time | \$ | _____    |
| <input type="checkbox"/> | Amendment Fee                            | \$ | _____    |
| <input type="checkbox"/> | Other Fees:                              |    |          |
|                          | _____                                    | \$ | _____    |
|                          | _____                                    | \$ | _____    |
|                          | TOTAL:                                   | \$ | <u>0</u> |

A check is enclosed in payment of the following fees:

|                          |  |    |          |
|--------------------------|--|----|----------|
| <input type="checkbox"/> | Petition for [ ] month Extension of Time | \$ | _____    |
| <input type="checkbox"/> | Amendment Fee                            | \$ | _____    |
| <input type="checkbox"/> | Other Fees:                              |    |          |
|                          | _____                                    | \$ | _____    |
|                          | _____                                    | \$ | _____    |
|                          | TOTAL:                                   | \$ | <u>0</u> |

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Carol A. Egner  
Carol A. Egner  
Registration No.: 38,866  
Telephone (978) 341-0036  
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: August 3, 2004

@PFDesktop: ODMA/MHODMA/HBSR05, Manager: 490934;1  
DMH/CAE/bmw  
August 3, 2004

PATENT APPLICATION  
Attorney's Docket No.: 1440.1043-001  
Expedited Procedure under 37 C.F.R. § 1.116  
Examining Group 1653

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Hui Chen and John W. Lawler  
Application No.: 09/606,763 Group: 1653  
Filed: June 29, 2000 Examiner: Chih Min Kam  
Confirmation No.: 7609  
For: PURIFICATION AND USE OF HUMAN RECOMBINANT  
CARTILAGE OLIGOMERIC MATRIX PROTEIN

**OFFICIAL**

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| <b>CERTIFICATE OF MAILING OR TRANSMISSION</b>  |                           |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on |                           |
| <u>August 3, 2004</u>  | <u>Beverly Weinberger</u> |
| Date   | Signature                 |
| <u>Beverly Weinberger</u>  |                           |
| Typed or printed name of person signing certificate  |                           |

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AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on May 12, 2004 in the above-identified application.

Please amend the application as follows: